

This Page Is Inserted by IFW Operations  
and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning documents *will not* correct images,  
please do not report the images to the  
Image Problem Mailbox.**

# INVENTORS' DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenship are as stated below our names.

We believe that we are the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "MICROBAND ELECTRODE ARRAYS," the specification of which was filed on October 31, 1997, as Application Serial No. 08/963,678;

We hereby authorize our legal representative to add reference to the Serial No. and/or filing date of the above-referenced application to this declaration.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

00650075-082900

## Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application to which priority is claimed:

Country	Application No.	Date of Filing (day,month,year)	Date of Issue (day,month,year)	Priority Claimed 35 U.S.C.119
---------	-----------------	------------------------------------	-----------------------------------	----------------------------------

NONE

Yes\_\_ No\_\_

## Prior Provisional Application(s)

We hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Application Serial  
Number

Date of Filing  
(day,month,year)

60/030,319

1 NOV 1996

## Prior U.S. Application(s) and PCT International Application(s) Designating the United States

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT International application(s) designating the United States listed below:

Application Serial  
Number

Date of Filing  
(day,month,year)

Status(Patented,Pending,Abandoned)

NONE

006280-52005960  
Insofar as the subject matter of each of the claims in this application is not disclosed in the prior United States, foreign or PCT International application(s) to which priority has been claimed above in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

We hereby appoint, both jointly and severally, as our attorneys and agents with full power of substitution and revocation, to prosecute this application and any corresponding application filed in the Patent Cooperation Treaty Receiving Office, and to transact all business in the Patent and Trademark Office connected herewith the following attorneys and agents, their registration numbers being listed after their names:

Lorance L. Greenlee, Reg. No. 27,894; Ellen P. Winner, Reg. No. 28,547; Sally A. Sullivan, Reg. No. 32,064; Donna M. Ferber, Reg. No. 33,878; Jennie M. Caruthers, Reg. No. 34,464; Alison A. Langford, Reg. No. 37,374, G. William VanCleave, Reg. No. 40,213, all of Greenlee, Winner and Sullivan, P.C., 5370 Manhattan Circle, Suite 201, Boulder, CO 80303.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United

States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

(1) Full Name of

First Inventor: SABAN, Steven  
Residence: Snohomish, WA  
Citizenship: USA  
Post Office Address: 10709 206 Street, S.E., Snohomish, WA 98296

(1) Signature Steven B. Saban Date 4/10/98

(2) Full Name of

Second Inventor: DARLING, Robert B.  
Residence: Lake Forest Park, Washington  
Citizenship: USA  
Post Office Address: 5050 NE 197th Street, Lake Forest Park, WA 98155

(2) Signature \_\_\_\_\_ Date \_\_\_\_\_

(3) Full Name of

Third Inventor: YAGER, Paul  
Residence: Seattle, WA  
Citizenship: USA  
Post Office Address: 3719 N.E. 50th Street, Seattle, WA 98105

(3) Signature \_\_\_\_\_ Date \_\_\_\_\_

0065280" 52005960

States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

(1) Full Name of

First Inventor: SABAN, Steven  
Residence: Snohomish, WA  
Citizenship: USA  
Post Office Address: 10709 206 Street, S.E., Snohomish, WA 98296

(1) Signature \_\_\_\_\_ Date \_\_\_\_\_

(2) Full Name of

Second Inventor: DARLING, Robert B.  
Residence: Lake Forest Park, Washington  
Citizenship: USA  
Post Office Address: 5050 NE 197th Street, Lake Forest Park, WA 98155

(2) Signature \_\_\_\_\_ Date \_\_\_\_\_

(3) Full Name of

Third Inventor: YAGER, Paul  
Residence: Seattle, WA  
Citizenship: USA  
Post Office Address: 3719 N.E. 50th Street, Seattle, WA 98105

(3) Signature Paul Yager Date 6/2/98

006280" 52005960

States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

(1) Full Name of

First Inventor: SABAN, Steven  
Residence: Snohomish, WA  
Citizenship: USA  
Post Office Address: 10709 206 Street, S.E., Snohomish, WA 98296

(1) Signature \_\_\_\_\_ Date \_\_\_\_\_

(2) Full Name of

Second Inventor: DARLING, Robert B.  
Residence: Lake Forest Park, Washington  
Citizenship: USA  
Post Office Address: 5050 NE 197th Street, Lake Forest Park, WA 98155

(2) Signature Robert Bruce Darling. Date 1998 June 2

(3) Full Name of

Third Inventor: YAGER, Paul  
Residence: Seattle, WA  
Citizenship: USA  
Post Office Address: 3719 N.E. 50th Street, Seattle, WA 98105

(3) Signature \_\_\_\_\_ Date \_\_\_\_\_

0065007 08280 52005950

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: UNIVERSITY OF WASHINGTON  
ADDRESS OF ORGANIZATION: 1107 NE 45th Street, Suite 200  
Seattle, WA 98105

TYPE OF ORGANIZATION

- ☒ UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION LOCATED IN ANY COUNTRY  
☐ AN ORGANIZATION OF THE TYPE DESCRIBED IN SECTION 501(c)(3) OF THE INTERNAL REVENUE CODE OF 1954 (26 U.S.C. 501(c)(3)) AND EXEMPT FROM TAXATION UNDER SECTION 501(a) OF THE INTERNAL REVENUE CODE (26 U.S.C. 501(a))  
☐ ANY NONPROFIT SCIENTIFIC OR EDUCATIONAL ORGANIZATION QUALIFIED UNDER A NONPROFIT ORGANIZATION STATUTE OF A STATE OF THIS COUNTRY (35 U.S.C. 201(ii))  
☐ ANY NONPROFIT ORGANIZATION LOCATED IN A FOREIGN COUNTRY WHICH WOULD QUALIFY AS A NONPROFIT ORGANIZATION UNDER THE ABOVE PARAGRAPHS (2) OR (3) IF IT WERE LOCATED IN THIS COUNTRY

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. 1.9(e) for purposes of paying reduced fees under §41(a) and (b) of Title 35, United States Code, with regard to the invention entitled Microband Electrode Arrays by inventors Steven Saban, Robert B. Darling, and Paul Yager described in

- ☐ the specification filed herewith  
☒ application serial no. 08/983,678 filed October 31, 1997  
☐ patent no. issued

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. 1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. 1.27)

NAME  
ADDRESS

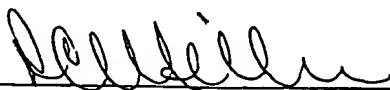
- ☐ INDIVIDUAL  
☐ SMALL BUSINESS CONCERN  
☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. 1.28(b)).

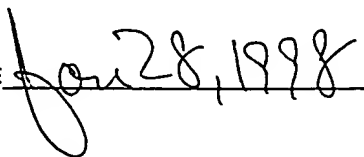
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true: and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Robert C. Miller  
TITLE IN ORGANIZATION: Director of Technology Transfer  
ADDRESS OF PERSON SIGNING: University of Washington  
1107 NE 45th Street, Suite 200  
Seattle, Washington 98105

SIGNATURE



DATE



08/24/00 THU 16:22 FAX 303 442 8088

GREENLEE WINNER SULLIVAN

0003

Applicant or Patentee: Satyan et al.  
 Serial or Patent No.:  
 For: "Microband Electrode Arrays"

Filed or Issued:

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
 (37 C.F.R. 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

☒ the owner of the small business concern identified below;  
☐ an official of the small business concern empowered to act on behalf of the concern identified below

NAME OF CONCERN  
 ADDRESS OF CONCERN

OC Technologies, LLC

2301 N.E. Blakeley St., Suite 102  
 Seattle, WA 98105

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 37 C.F.R. 1.21.3-16, and reproduced in 37 C.F.R. 1.9(d), for purposes of paying reduced fees under §41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled "Microband Electrode Arrays", ~~Steven Satyan~~ Steven Satyan  
 by inventor(s) Robert Darling  
 described in Paul ~~Yager~~ Yager

☒ the specification filed herewith  
☐ application serial no. filed  
☐ patent no. issued

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. 1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(e), by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).  
 NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. 1.27)

NAME  
 ADDRESS

☐ INDIVIDUAL  
☐ SMALL BUSINESS CONCERN  
☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING  
 TITLE IN ORGANIZATION  
 ADDRESS OF PERSON SIGNING

William T. Dietze  
 Member  
 1077 26th Ave. E.  
 Seattle, WA 98112

William T. Dietze

SIGNATURE

William T. Dietze

DATE

8/24/2000

GREENLEE, WINNER and SULLIVAN, P.C.  
 5370 Manhattan Circle, Suite 201  
 Boulder, Colorado 80503

0897 U.S. PTO  
 09/650075

08/29/00

006280" 52005960